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B. Webb  
11/17/03

BOX PCT

IN THE UNITED STATES DESIGNATED OFFICE  
OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
UNDER THE PATENT COOPERATION TREATY-CHAPTER II

5

RESPONSE TO THE AUGUST 20, 2003 OFFICE ACTION

APPLICANTS: Brand et al. CONFIRMATION NO.: 5055  
SERIAL NO.: 09/763,387 GROUP ART UNIT: 3762  
FILED: April 18, 2001 EXAMINER: F. Oropeza  
10 TITLE: "PACEMAKER HOUSING WITH LEAD CONNECTION  
ASSEMBLY"

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

15 Applicants and their counsel have carefully reviewed the Office Action dated August 20, 2003, but believe the claims in their present form are patentable over the teachings of the references relied upon by the Examiner. Reconsideration of the application in view of the following arguments in support of patentability is therefore respectfully requested.

20

REMARKS:

In the Office Action dated August 20, 2003, Claims 1-3 were rejected under 35 U.S.C. §103(a) as being unpatentable over Schiff in view of Hawkins et al. With regard to independent claim 7, the Examiner acknowledged that the Schiff reference does not disclose that the housing is metallic. The 25 Examiner relied on the Hawkins et al. reference as teaching an implantable device component assembly having a metallic housing with a barrel for receiving a connector that is welded or bonded to the housing, in order to secure the barrel assembly in the device. The Examiner stated it would have been obvious to a person of ordinary skill in the art to use a metallic housing

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TELEPHONE (312) 258-5500

SCHIFF HARDIN & WAITE

PATENT DEPARTMENT

6600 SEARS TOWER

233 SOUTH WACKER DRIVE

CHICAGO, ILLINOIS 60606

Paul BRAND et al. GROUP ART UNIT: 3762

SERIAL NO.: 09/763,387

EXAMINER: F. P Oropeza

FILED: April 18, 2001

CONFIRMATION NO.:5055

TITLE: "PACEMAKER HOUSING WITH LEAD CONNECTION ASSEMBLY"  
"RESPONSE TO THE AUGUST 20, 2003 OFFICE ACTION"

Commissioner for Patents

P.O. Box 1450

Arlington, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	*11	MINUS	**20	X	( ) X 9.00 ( ) X 18.00	00
INDEP. CLAIMS	*1	MINUS	3	X	( ) X 43.00 ( ) X 86.00	
Application amended to contain any multiple dependent claims not previously paid for.				( ) YES ( ) NO	( ) \$145.00 ( ) \$290.00 ONE TIME	
				TOTAL ADDITIONAL FEE FOR THIS AMENDMENT		\$00

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

Applicants petition the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated for \_\_\_\_ months so that the period for response is extended to \_\_\_\_\_. A check in the amount of \$\_\_\_\_ is attached to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to deposit account No. 501519. A duplicate copy of this sheet is enclosed.

A check in the amount of \$\_\_\_\_\_ is attached.

A check for \$\_\_\_\_\_ accompanying IDS under 37 CFR 1.97(c) is attached

A check for \$\_\_\_\_\_ and Petition for Consideration of IDS under 37 CFR 1.97(d) is attached.

The Director is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 501519. A duplicate of this sheet is enclosed.

When phoning re this application, please call (312) 258-5500.

SCHIFF HARDIN & WAITE (Customer Number: 26574)

Patent Department  
BY Steven H. Noll (28,982)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O BOX 1450 Arlington , VA 22313-1450 on November 6, 2003.

Steven H. Noll

NAME OF APPLICANT'S ATTORNEY

Steven H. Noll

SIGNATURE

November 6, 2003

DATE

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